## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ABINGDON DIVISION

UNITED STATES OF AMERICA	)	
	)	Case No. 1:04CR00070
	)	0.00.00
V.	)	ORDER
NODA I ECTED	)	Day Jamas D. Jamas
NORA LESTER,	)	By: James P. Jones
	)	United States District Judge
Defendant.	)	

For the reasons set forth in the Opinion accompanying this Final Order, it is **ORDERED** that the defendant's Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255 is DENIED as untimely; and the § 2255 action is stricken from the active docket of the court. Based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right, a certificate of appealability is DENIED.

ENTER: March 13, 2014

/s/ James P. Jones
United States District Judge